

AGENDA

SEMITROPIC WATER STORAGE DISTRICT
ACTING FOR AND ON BEHALF OF ITSELF, THE SEMITROPIC WATER STORAGE
DISTRICT GSA, AND THE SEMITROPIC, BUTTONWILLOW, POND-POSO AND
WILDLIFE IMPROVEMENT DISTRICTS
REGULAR MEETING OF BOARD OF DIRECTORS
1101 Central Avenue, Wasco, California 93280
October 12, 2022 at 12:30 pm

NOTICE: Pursuant to Government Code section 54953(e) (AB 361), and due to the State of Emergency declared by Governor Newsom on March 4, 2020, this meeting will be conducted by teleconference for those Board members unable to attend in person and for the public. The public may attend the meeting and offer public comments by phone and/or video, using the call-in number or link below:

<https://meet.goto.com/216067069>

You can also dial in using your phone.

United States (Toll Free): [1 866 899 4679](tel:18668994679)

United States: [+1 \(571\) 317-3116](tel:+15713173116)

Access Code: 216-067-069

1. Call to Order: President Waterhouse
2. Flag Salute
3. Acknowledgment of guests:
4. Public Comment Period:
5. **Potential Action Items:**
 - (a) Consider Findings Under Gov't Code § 54953(e) (AB361) to Authorize Teleconference Meeting
 - (b) Approval of Agenda – Asterisk (*) Indicates a Change from the Posted Agenda
 - (c) Approve Minutes: Regular Meeting of September 14, 2022 and the GSA Meeting of September 14, 2022
 - (d) Approve Treasurer's Reports for Semitropic Water Storage Dist. & Semitropic Improvement District: September 2022
 - (e) Review Financial Reports/Present Financial Statements
 - (f) Approve Payment of Bills as Listed on the Current Disbursement List, October 12, 2022
 - (g) Consider Approval of GEI Task Order 06-2022, Engineering Support During Construction of the P1030 Canal Relocation (HSR UA 2.0)
 - (h) Consider Contract Extension Terms for Well Share Agreement(s) - Westside Waterfowl
 - (i) Consider Landowner Request: Cal Centre Development (Rudnick)
 - (j) Consider Resolutions Fixing Preliminary SWP Charge, Additional Water User Charge, Setting Noticed Public Hearing, and Approving Letter to Water Users/Landowners
 - (k) Consider 2023 Wheeling Rates
 - (l) Consider Resolution Adopting 2023 Budget
 - (m) Consider Resolutions to Adopt Annual Investment and Reserve Policies

- (n) Consider Agreement with BHK for 2022 Audit
- (o) Consider Resolution Authorizing Publication of Notice of Election Per Water Code § 41308

Semitropic Water Storage District GSA:

- 1) SGMA Updates and Discussion
 - a. Review Comment Letters Received
- 2) Potential Action Items
 - a. Consider Landowner Project/Development Acknowledgement Form
 - b. Consider Landowner Request: Cal Centre Development (Rudnick)

6. Consultant Reports:

- (a) SWRU – Construction Update by W.M. Lyles
- (b) Consulting Engineers – GEI Consultants (B-E) Progress Report
 - 1) Groundwater Model Update - Presentation
- (c) BPR – Dean Florez
- (d) REDTrac – Greg Allen

7. Informational and Up-Date Items:

- (a) Water Supply Update and Delta Issues
- (b) Delinquencies
- (c) Banking Project(s) Update
- (d) Southern California Water Bank Authority- JPA Activities
- (e) Delta Conveyance Facility
- (f) Energy Activities
- (g) Poso Creek Integrated Regional Water Management Plan
- (h) Irrigated Lands Regulatory Program
- (i) Groundwater Model Update
- (j) South Valley Water Resources Authority
- (k) Well Telemetry
- (l) Winter Work

8. CLOSED SESSION

a. Conference with legal counsel Re: Litigation (Govt. Code § 54956.9(d))

- 1) *Various applications filed for Kings River Water by Semitropic WSD, et al.; Petition for Change of Points of Diversion, etc. (License 11521) filed by Kings River Water Assn.; and related matters and proceedings, before the State Water Resources Control Bd.*
- 2) *Cal. Dep’t of Water Res. v. All Persons Interested, “Complaint for Validation” Re: SWP Contract Extension Amendment, Sacramento Superior Court, Case No. 34-2018-00246183, Third Appellate District, Case No. C096316*
- 3) *State of CA Dept. of Trans. v. Semitropic WSD, Kern County Superior Court, Case No. BCV-19-100326*
- 4) *State v. Pond Poso Improvement District of Semitropic Water Storage District, Kern County Superior Court, Case No. BCV-19-100786*
- 5) *Sierra Club v. California Department of Water Resources (DWR), etc. Re: Consolidated CEQA Case and “Complaint for Validation” Re: Delta Program Revenue Bonds, Sacramento County Superior Court, Case No. 34-2020-80003517*
- 6) *Rosedale-Rio Bravo Water Storage District v. Kern County Water Agency, et al., Kern County Superior Court, Case No. BCV-21-100418*

- 7) *KWBA, et al. v. Kern LAFCo., et al., Kern County Sup. Ct., Case No. BCV-21-101310*
- 8) *KWBA, et al. v. Buena Vista Water Storage Dist., et al., Kern County Sup. Ct., Case No. BCV-22-101227*
- 9) *Semitropic Water Storage Dist. v. The Dow Chemical Co., et al., Kern County Sup. Ct., Case No. BCV-21-102528*

- b. Conference with Legal Counsel Re: Anticipated Litigation: Possible exposure to litigation pursuant Gov't Code § 54956.9(d)(2) and § 54956.9(e) (Gov't Claims Act claim).**
 - 1) *Claimant: Lost Hills Utility Dist.*
 - 2) *One Other Potential Case.*
- c. Conference with Legal Counsel Re: Anticipated Litigation: Possible initiation of litigation pursuant to Govt. Code § 54956.9(d)(4)**
 - 1) *Two Potential Cases*
- d. Conference with Real Property Negotiator (Govt. Code § 54956.8)**
District's Designated Representative: General Manager
Under Negotiation: Price and Terms of Payment
 - 1) *Property: State Water Project Supplies*
 - a. *Negotiation With: California Department of Water Resources, Kern County Water Agency and its Member Units, And State Water Contractors*
 - 2) *Acquisition of Water Supplies*
 - a. *Negotiation with: Multiple sellers*

9. Old Business/Correspondence

ADJOURNMENT – To 12:30 p.m. October 26, 2022

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Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Secretary in advance of the meeting to ensure availability of the requested service or accommodation.